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NOTICE OF ALLOWANCE AND FEE(S) DUE

210

7590

11/10/2008

MERCK AND CO., INC P O BOX 2000 RAHWAY, NJ 07065-0907 EXAMINER
O'DELL, DAVID K
ART UNIT PAPER NUMBER

1625 DATE MAILED: 11/10/2008

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/528.304	03/17/2005	Stephen D. Goble	21030P	6448

TITLE OF INVENTION: HETERARYLPIPERIDINE MODULATORS OF CHEMOKINE RECEPTOR ACTIVITY

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$300	\$0	\$1810	02/10/2009

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

or <u>Fax</u> (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where

appropriate. All further indicated unless correcte maintenance fee notificate	correspondence including ed below or directed oth tions.	g the Patent, advance of erwise in Block 1, by (a	rders and notification of mail of specifying a new corresponding to the	aintenance fees woondence address;	ill be and/or	mailed to the current (b) indicating a sepa	correspondence address as trate "FEE ADDRESS" for	
CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)				Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, mus have its own certificate of mailing or transmission.				
210	7590 11/10/	/2008	nave			of Mailing or Trans	mission	
MERCK AND POBOX 2000 RAHWAY, NJ (I her State addr trans	eby certify that thi s Postal Service w essed to the Mail mitted to the USPT	s Fee(s ith suf Stop ΓΟ (57	s) Transmittal is being ficient postage for firs ISSUE FEE address 1) 273-2885, on the definition of the design of	deposited with the United to class mail in an envelope above, or being facsimile ate indicated below.	
							(Depositor's name)	
							(Signature)	
							(Date)	
APPLICATION NO.	FILING DATE		FIRST NAMED INVENTOR		ATTO:	RNEY DOCKET NO.	CONFIRMATION NO.	
10/528,304	03/17/2005		Stephen D. Goble			21030P	6448	
			F CHEMOKINE RECEPT	PREV. PAID ISSUE		TOTAL EDE(G) DUE	DATE DIE	
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nonprovisional	NO	\$1510	\$300	\$0	\$0 \$1810		02/10/2009	
EXAM	INER	ART UNIT	CLASS-SUBCLASS					
O'DELL, I	DAVID K	1625	514-326000					
"Fee Address" indi PTO/SB/47; Rev 03-0 Number is required.		'Indication form ed. Use of a Customer A TO BE PRINTED ON	(1) the names of up to or agents OR, alternativ (2) the name of a single registered attorney or a 2 registered patent attor listed, no name will be particularly (print or type data will appear on the particularly (1) the particular of the particular (1) the pa	ely, firm (having as a gent) and the name neys or agents. If rorinted.	memb es of up no nam	er a 2 o to e is 3	ocument has been filed for	
recordation as set forti (A) NAME OF ASSIC	h in 37 CFR 3.11. Comp GNEE	eletion of this form is NO	I' a substitute for filing an a	and STATE OR C	OUNT	RY)	oup entity 🖵 Government	
4a. The following fee(s) a	are submitted:	41	b. Payment of Fee(s): (Please A check is enclosed.			1 0	1 ,	
`	fo small entity discount p	,	☐ Payment by credit card. Form PTO-2038 is attached. ☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number (enclose an extra copy of this form).					
	s SMALL ENTITY statu	s. See 37 CFR 1.27.	☐ b. Applicant is no long	_				
NOTE: The Issue Fee and interest as shown by the r	d Publication Fee (if requeecords of the United Sta	iired) will not be accepte tes Patent and Trademark	d from anyone other than the Office.	e applicant; a regis	stered a	uttorney or agent; or th	e assignee or other party in	
Authorized Signature				Date				
Typed or printed name				Registration No.				
This collection of inform an application. Confident submitting the completed his form and/or suggesting 1450. Alexandria, V	ation is required by 37 C tiality is governed by 35 I application form to the ons for reducing this bur irginia 22313-1450. DO	FR 1.311. The informatic U.S.C. 122 and 37 CFR USPTO. Time will vary den, should be sent to the NOT SEND FEES OR	on is required to obtain or re 1.14. This collection is esti depending upon the indivi e Chief Information Office COMPLETED FORMS TO	etain a benefit by the mated to take 12 n dual case. Any co to, U.S. Patent and THIS ADDRESS	ne publ ninutes mment Traden . SENI	ic which is to file (and to complete, includin s on the amount of tir nark Office, U.S. Depa D TO: Commissioner	by the USPTO to process) g gathering, preparing, and me you require to complete artment of Commerce, P.O. for Patents, P.O. Box 1450,	

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10/528,304	03/17/2005	Stephen D. Goble	21030P 6448	
210 7:	590 11/10/2008		EXAMINER	
MERCK AND C	CO., INC	O'DELL, DAVID K		
P O BOX 2000			ART UNIT	PAPER NUMBER
RAHWAY, NJ 07	065-0907		1625	
			DATE MAILED: 11/10/200	8

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)

(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 561 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 561 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

	Application No.	Applicant(s)			
Examiner-Initiated Interview Summary	10/528,304	GOBLE ET AL.			
Examiner middled interview duminary	Examiner	Art Unit			
	David K. O'Dell	1625			
All Participants:	Status of Application: <u>pen</u>	Status of Application: <u>pending</u>			
(1) <u>David K. O'Dell</u> .	(3)				
(2) <u>James L. McGinnis</u> .	(4)				
Date of Interview: 6 November 2008	Time: <u>1:20 P.M.</u>				
Type of Interview: ☐ Telephonic ☐ Video Conference ☐ Personal (Copy given to: ☐ Applicant ☐ Applic Exhibit Shown or Demonstrated: ☐ Yes ☐ No If Yes, provide a brief description: .	ant's representative)				
Part I.					
Rejection(s) discussed: N/A					
Claims discussed: 19-22					
Prior art documents discussed: N/A					
Part II.					
SUBSTANCE OF INTERVIEW DESCRIBING THE GENE The examiner called the applicants' representativ, Mr. James L allowable. The pending method claims are rejoined, however to 112 1 st paragraph if not canceled. Mr. McGinnis authorized the	. McGinnis, to notify him of the fact hey would require further considera	that the compoundation and present is	sues under		
Part III.					
 It is not necessary for applicant to provide a separate directly resulted in the allowance of the application. The of the interview in the Notice of Allowability. It is not necessary for applicant to provide a separate did not result in resolution of all issues. A brief summa 	ne examiner will provide a written record of the substance of the	en summary of the interview, since	e substance		
/David K. O'Dell/ Examiner, Art Unit 1625	Applicant/Applicant's Representat	ive Signature – if a	ppropriate)		